



TEXAS REAL ESTATE COMMISSION

Texas Real Estate Commission

Internal Audit Services

FY 2020

Annual Internal Audit Report

MJ

McCONNELL & JONES LLP
CERTIFIED PUBLIC ACCOUNTANTS



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McCONNELL & JONES LLP
CERTIFIED PUBLIC ACCOUNTANTS

The Honorable Greg Abbott, Governor
Members of the Legislative Budget Board
Members of the Sunset Advisory Commission
Internal Audit Coordinator, State Auditor's Office

Dear Ladies and Gentlemen:

Attached is the fiscal year 2020 Annual Internal Audit Report for the Texas Real Estate Commission (TREC). This Annual Internal Audit Report is submitted in accordance with the Texas Internal Auditing Act requirement for state agency internal auditors to prepare and distribute an annual report (Government Code, Chapter 2102).

McConnell & Jones LLP (MJ) was engaged on December 20, 2016 to provide internal audit services to the TREC in accordance with The Texas Internal Auditing Act. Pursuant to the Request for Proposals (RFP) issued October 14, 2016, MJ submits this Annual Internal Audit Report for fiscal year 2020 on behalf of the Texas Real Estate Commission.

The Texas Internal Auditing Act requires agencies to file an annual report on their internal audit activities and the internal audit reports prepared for governing boards. The purpose of the Annual Internal Audit Report is to provide information on the assurance services, consulting services, and other activities of the internal audit function. In addition, the Annual Internal Audit Report assists oversight agencies in their planning and coordination efforts. According to Texas Government Code, Sections 2102.009 and 2102.0091, the Annual Internal Audit Report for fiscal year 2020 is due November 1, 2020.

Please contact Odysseus Lanier at 713.968.1603 or Ranada Williams at 512.936.3590 if you should have any questions about this Annual Internal Audit Report.

Sincerely,

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I. COMPLIANCE WITH TEXAS GOVERNMENT CODE, SECTION 2102.015: POSTING THE AUDIT PLAN AND ANNUAL REPORT ON THE INTERNET

Texas Government Code, Section 2102.015, requires state agencies and institutions of higher education to post agency internal audit plans and internal audit annual reports to the agency's internet website within 30 days of approval. Texas Government Code, Section 2102.015, also requires agencies to update the posting on the website to include a detailed summary of any weaknesses, deficiencies, wrongdoings, or other concerns raised by the audit plan or annual report and include a summary of the actions taken by the agency to address the issues raised.

In accordance with requirements of Texas Government Code, Section 2102.015, McConnell & Jones LLP (MJ) will ensure the required Annual Internal Audit Plan, Annual Internal Audit Report and any other required internal audit information is provided to the Texas Real estate Commission (TREC) for posting to their website.

II. FISCAL YEAR 2020 ANNUAL INTERNAL AUDIT PLAN STATUS

The fiscal year 2020 Annual Internal Audit Plan was prepared by McConnell & Jones LLP based on a comprehensive risk assessment and approved by TREC's commissioners. The approved FY 2020 Annual Internal Audit Plan was completed as approved. The chart below reflects the approved audit plan status as of August 31, 2020.

Fiscal Year 2020 Internal Audit Plan Status

#	Description	Report Number	Report Date	Report Title	Audit Status
1	Background Check and Investigations Compliance Audit*	20-001	June 10, 2020	Enforcement Division's Complaint and Experience Audit	Completed
3	Residential Service Company Financial Statement/Report Reviews	Internal Audit was not requested to complete any Residential Service Company financial statement reviews during FY 2020			
4	Follow-Up on Open Audit Findings	The agency was in process of implementing recommendations during FY 2020.			
5	Update Annual Risk Assessment & Audit Plan	N/A	N/A	N/A	Completed
6	Annual Audit Report	N/A	N/A	N/A	Completed

#	Description	Report Number	Report Date	Report Title	Audit Status
7	Audit Communications, Project Management	N/A	N/A	N/A	On-going

** See Deviation from 2020 Internal Audit Plan for Explanation*

Deviation from FY 2020 Internal Audit Plan:

The planned audit of TREC's Background Check and Investigations Compliance processes changed to focus on an advisory review of the Texas Appraiser Licensing & Certification Board (TALCB) Enforcement Division's complaint and experience audit processes. This change was made at the request of TREC's leadership team and supported by the Commissioners.

III. CONSULTING SERVICES AND NON-AUDIT SERVICES COMPLETED

Internal audit provided a consulting and advisory engagement on the TALCB's complaint handling and experience audit processes. We assessed the Texas Appraiser Licensing & Certification Board's Enforcement Division's processes in place to ensure compliance with federal and state law while not attempting to over enforce the law. We also reviewed the Enforcement Division's processes for potential efficiencies, and evaluated the information shared with TALCB board members and executives for opportunities to improve relevancy, clarity, and timeliness.

We concluded that the Enforcement Division's policies, processes, and activities ensure that they administer federal and state legal requirements and do not lead to over enforcement. The Enforcement team works diligently to be flexible with licensees to the extent allowed by law. We noted that the Board reports may be improved to better report disciplinary outcomes.

IV. EXTERNAL QUALITY ASSURANCE REVIEW (PEER REVIEW)

MJ has been a member of the AICPA since 1987 and is subject to the AICPA's peer review process every three years. Our commitment to quality is underscored by the fact that, in our four most recent peer reviews, we have consistently received an unqualified opinion in external peer review reports on the quality of our accounting and auditing practice by the AICPA. After a thorough review of our procedures and work practices, which include reviews of our nonprofit, governmental, and commercial engagements, the reviewers concluded that MJ complies with the stringent quality control standards established by the American Institute of Certified Public Accountants. We provide a copy of our most recent peer review letter below.



V. INTERNAL AUDIT PLAN FISCAL YEAR 2021

MJ developed the fiscal year 2021 Annual Internal Audit Plan based on results of a risk assessment. The risk assessment included reviewing the agency's strategic plan, the Legislative Appropriations Request, and policies and procedures; and conducting discussions with management. Our assessment evaluated risk exposures relating to TREC's governance, operations, and information systems regarding the reliability and integrity of financial and operational information; effectiveness and efficiency of operations; safeguarding of assets; and compliance with laws, regulations, and contracts.

MJ will conduct three audits, update the risk assessment, conduct prior audit finding follow-up activities, prepare the Fiscal Year 2022 Annual Internal Audit Plan and prepare the Fiscal Year 2021 Annual Internal Audit Report in accordance with the Texas Internal Auditing Act. These activities are estimated to require **257 hours**. The planned audits, timing and estimated hours are summarized in the chart below.

Contract management is not included in the FY 2021 Annual Internal Audit Plan. Asset management and human resources pose higher risks to the agency currently than contract management activities.

Fiscal Year 2021 Annual Audit Plan Activities

Audit Activity #	Description	Risk Rating	Estimated Timing	Estimated Hours
1	Public Funds Investment Act	Compliance	October 2020	45
2	Asset Management	High	November 2020 – December 2020	106
3	Human Resources Follow-Up	High	February 2021 – March 2021	75
4	Follow-Up on Prior Audit Findings	Compliance	March 2021	10
5	Update Risk Assessment and Prepare Annual Audit Plan	Compliance	July 2021	13
6	Annual Audit Report	Compliance	August 2021	3
7	Audit Communications, Committee Meetings, Project Management	N/A	On-Going	5
	Total Hours			257
	Total Fees			\$27,494

VI. EXTERNAL AUDIT SERVICES PROCURED IN FISCAL YEAR 2020

External audit services procured in fiscal year 2020 consisted of the internal audit function.

VII. REPORTING SUSPECTED FRAUD AND ABUSE

The Texas Real Estate Commission has implemented measures to comply with Article IX, Section 7.10, the General Appropriations Act (81st Legislature) and Texas Government Code, Section 321.022. These measures include, but are not limited to, the following:

The Texas Real Estate Commission includes a link to the State Auditor's Office (SAO) website for fraud reporting at the footer of the TREC's website. In addition, information on reporting suspected fraud to the State Auditor is included in the agency's policies and procedures.

VIII. SIGNIFICANT INTERIM CHANGES

Interim changes to the annual audit plan may occur from time to time due to changes in management direction, objectives, business risks, timing of initiatives, and staff availability. In accordance with IIA



Performance Standard 2020, MJ will communicate any significant changes of the audit plan to TREC's commissioners for review and approval. Notification of significant changes to the Internal Audit Plan approved by the commissioners will be submitted to the State Auditor's Office (SAO).

This annual internal audit report was provided to the Texas Real Estate Commissions' commissioners.